

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHARLES TALBERT	:	CIVIL ACTION
v.	:	
JOHN WETZEL, et al.	:	NO. 20-2481

**ORDER**

AND NOW, this **20th** day of **August**, 2020, upon careful and independent consideration of the pleadings and record herein, and after review of the Report and Recommendation of Thomas J. Rueter, United States Magistrate Judge, it is hereby

**ORDERED**

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus is **SUMMARILY DISMISSED**;
3. Petitioner's claims are **DISMISSED WITHOUT PREJUDICE** as unexhausted in the state courts; and
4. A certificate of appealability is **not** granted.

BY THE COURT:

**/s/ Chad F. Kenney**

CHAD F. KENNEY, J.